



Docket No. 33,383-00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No. : 09/806,370 Confirmation No.: 8568
Applicant : Holmes *et al.*
Filed : October 3, 2001
TC/A.U. : 1645
Examiner : V. Portner
Customer No. : 00270
Title : MUTANT CHOLERA HOLOTOXIN AS AN ADJUVANT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

Applicant submits to the Examiner the attached Form PTO/SB/08A/B document listing and this paper pursuant to 37 CFR § 1.56 and § 1.97-1.98. Form PTO/SB/08A/B is attached and copies of the documents are enclosed herewith. This Information Disclosure Statement is submitted with the appropriate fee of \$180.00 as set forth under § 1.17(p).

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REMARKS

Listed below is a co-pending US Patent application. This application and the present application are commonly owned:

- (1) U.S. Patent Application No. 10/478,308 filed December 4, 2003, now publication No. 2004/0176571 A1, published September 9, 2004.

The month of the publication for documents AU, AV, AAR, AAS, AAT, AAV, BR, BS, and BV could not be determined. The years of the publication for these documents are sufficiently earlier than the effective US filing date and/or foreign priority date of the present application so that the particular month of publication of these documents is not an issue (MPEP § 609.04(a)).

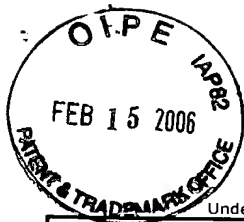
The Examiner is respectfully requested to consider the enclosed documents identified in this paper and in the attached Form PTO/SB/08A/B during the course of examination of this application.

The Director is hereby authorized to charge any deficiency in any fees due with the filing of this paper or credit any overpayment in any fees to our Deposit Account Number 08-3040.

Respectfully submitted,

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PTO/SB/08A (07-05)

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| Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(Use as many sheets as necessary)</i> | | | | Complete if Known | |
| | | | | Application Number | 09/806,370 |
| | | | | Filing Date | October 3, 2001 |
| | | | | First Named Inventor | Holmes |
| | | | | Art Unit | 1645 |
| | | | | Examiner Name | Portner, V. |
| Sheet | 1 | of | 3 | Attorney Docket Number | 33,383-00 |

| U.S. PATENT DOCUMENTS | | | | | |
|-----------------------|--------------------------|--|--------------------------------|---|---|
| Examiner Initials* | Cite No. ¹ | Document Number | Publication Date MM-DD-YYYY | Name of Patentee or Applicant of Cited Document | Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear |
| | | Number-Kind Code ² (if known) | | | |
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| | | | | Examiner Name | Portner, V. |
| Sheet | 2 | of | 3 | Attorney Docket Number | 33,383-00 |

NON PATENT LITERATURE DOCUMENTS

| Examiner Initials* | Cite No. ¹ | Include the name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item, (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published | T ² |
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| Examiner Name | Portner, V. |
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